

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
MDL DOCKET NO. 5:20-MD-2947-KDB-DSC**

**IN RE: LOWE’S COMPANIES, INC.
FAIR LABOR STANDARDS ACT
(FLSA) AND WAGE AND HOUR
LITIGATION**

THIS DOCUMENT APPLIES TO:
All Cases

**JOINT NOTICE OF DEFENDANTS’
SERVICE OF NOTICE TO
STATE AND FEDERAL OFFICIALS
UNDER 28 U.S.C. § 1715**

The Named Plaintiffs and Defendants Lowe’s Companies, Inc. and Lowe’s Home Centers, LLC (collectively, “Lowe’s”) (together, the “Parties”), jointly and respectfully report as follows:

On May 25, 2022, Lowe’s served the relevant state and federal officials with notice of the pending settlement pursuant to the Class Action Fairness Action (“CAFA”), 28 U.S.C. § 1715. As noted in Plaintiffs’ motion for approval of the settlement, the Parties believe that the CAFA notice provision is not intended to apply to the resolution of this MDL. *See* ECF No. 90-1 at 21-22. However, in light of CAFA’s text and the structure of the settlement, the Parties are following the notice procedure in order to ensure the efficacy of the settlement. *Id.*

The Parties will submit a further notice when the statute’s 90-day notice period has elapsed, and request that should the Court grant final approval, any such order not be issued before Friday, August 26, 2022, *i.e.*, the 91st day after service of the notice.

Dated: June 2, 2022

Respectfully submitted,

/s/ Kevin J. Stoops

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CERTIFICATE OF SERVICE

I hereby certify that on June 2, 2022, I electronically filed the foregoing document with the Clerk of the Court using the ECF system, which will send notification of such filing to all counsel of record.

/s/ Jason C. Schwartz